

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Zaret et al.
Appl. No.: 09/881,411
Conf. No.: 8832
Filed: June 14, 2001
Priority Date: September 28, 1999
Title: SYSTEM AND METHOD FOR MANAGING INFORMATION AND COLLABORATING
Art Unit: 2157
Examiner: Abdullah Elmi Salad
Docket No.: 0116210-005

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

PETITION TO PERMIT FILING UNDER 37 C.F.R. §1.47

1. Pursuant to 37 C.F.R. §1.47, inventors David Zaret, David Schonberg, Eric Sinclair, Adam Radulovic, Brawnski Armstrong, Enrico Ferrari and Eric Kristoff ("the signing inventors") of the above-referenced patent application entitled, "System and Method for Managing Information and Collaborating" hereby request that the U.S. Patent and Trademark Office accept filing of the attached Declaration under 37 C.F.R. §1.131 ("Declaration") of which the signing inventors have duly executed and on which Graham Lawlor, Robert Seymour, and Pat O'Donnell ("the non-signing inventors") have been listed but have not signed.

2. This petition also includes a statement of facts by Mr. Doug States setting forth that the non-signing inventors were not available (Robert Seymour, and Pat O'Donnell) and that one of the non-signing inventors refused to sign the Declaration after being provided copies. Included in the statements are exhibits C-E that support the petition.

5. The last known addresses of the non-signing inventors are provided in the statement of facts.

6. This action is necessary to preserve the rights of Parlano, Inc. and to prevent irreparable harm and damage to Parlano, Inc. including its ability to grant and maintain a license to the invention disclosed in the above-identified application.

Respectfully submitted,

BELL, BOYD & LLOYD LLC

BY 

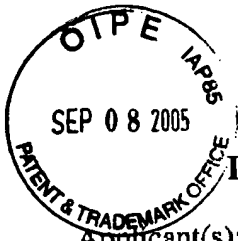
Peter Zura

Reg. No. 48,196

Customer No.: 29177

(312) 807-4208

Dated: September 6, 2005



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STATEMENT OF FACTS TO SUPPORT DECLARATION UNDER 37 C.F.R. §1.131

The following statement of facts pertains to the 3 non-signing inventors: Graham Lawlor, Robert Seymour and Pat O'Donnell:

Graham Lawlor

The correspondence, and subsequent refusal to sign by Graham Lawlor is evidenced in the attached Exhibit "C". Graham was contacted on July 29, 2005 and was asked to sign the present declaration. In a response dated the same day, Graham expressed reservations on signing the document. After reassurances and a subsequent reminder sent on August 11, 2005, Graham responded via e-mail on August 18, 2005 unequivocally stating that he would not sign the declaration. The last known address of Graham Lawlor is 230 E. 26th St., Apt. 2C, New York, NY, 10010.

Robert Seymour

The attempts to correspond with Robert Seymour are evidenced in the attached Exhibit "D". Robert was contacted on July 29, 2005 and August 16th and was asked to sign the present declaration. Subsequent to July 29, 2005, Robert contacted the assignee via instant messaging, questioning why he was required to sign the declaration. After a brief explanation and an

invitation to discuss the matter further, Robert did not correspond further. Attempts to reach the inventor via telephone were made on August 15th and August 29th, where Robert's presence was confirmed, but no further contact was forthcoming. The last known correspondence address for Robert Seymour is 601 Montgomery Street, Ste. 1700, San Francisco, CA 94111.

Pat O'Donnell

The attempts to correspond with Pat O'Donnell evidenced in the attached Exhibit "E". On August 10, 2005, correspondence was prepared for Pat's signature, however, during the course of discussion with co-inventor David Schonberg, it was learned that Pat no longer resided at his last known address. As such, a copy of the 1.131 declaration was given to David to forward to Pat. No further contact information was available for Pat O'Donnell. The last known correspondence address for Pat O'Donnell is 1073 Tripp Court, Oak Lawn IL 60453.

I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the above-referenced application or any patent issuing thereon.

By: 

Doug States

Chief Financial Officer

Parlano, Inc. (Assignee)

Dated: September 6, 2005